

RECEIVED
CENTRAL FAX CENTER

NOV 16 2004

OFFICIAL

CARDINAL LAW GROUP

1603 Orrington Avenue/Suite 2000
Evanston, Illinois 60201
Telephone 847 - 905 - 7111
Facsimile 847 - 905 - 7113

Date: NOVEMBER 16, 2004

To: EXAMINER CHU, GABRIEL L.
U.S. PATENT AND TRADEMARK OFFICE

Fax #: (703) 746-7238

From: FRANK C. NICHOLAS
Phone #: (847) 424-2521

Client/Matter No.: AUS920010128US1 (9000/21)

of Pages: 9

(including cover sheet)

IF YOU HAVE ANY PROBLEMS RECEIVING THIS MESSAGE, PLEASE CALL 847/905-7111, Ext. 112 AND ASK FOR JENNIFER CRUZ

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. IT MAY CONTAIN PRIVILEGED, CONFIDENTIAL, ATTORNEY WORK PRODUCT, OR TRADE SECRET INFORMATION WHICH IS EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAWS. IF YOU ARE NOT THE INTENDED RECIPIENT, OR AN EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE (AND ALL COPIES) TO US BY MAIL AT THE ABOVE ADDRESS. WE WILL REIMBURSE YOU FOR POSTAGE.

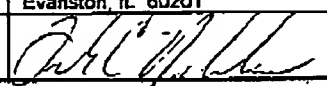
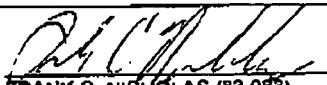
PTOL 5521 (12-97) Approved for use through 2004. One 001-001 Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE
 When the Patent Rules 2001 are in effect, no persons are required to respond to a questionnaire if it contains a question which is not a valid OED patent number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Attorney Docket No.	AUS920010128US1 (9000/21)
	Application Number	09/848,167
	Filing Date	MAY 3, 2001
	First Named Inventor	GARY D. ANDERSON
	Group Art Unit	2114
	Examiner	CHU, GABRIEL L.

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Response to Office Action Dated September 1, 2004 <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Status Letter <input type="checkbox"/> One-Month Petition for Extension of Time Request (dup) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Supplemental Information Disclosure Statement, PTO-1449, art <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Assignment Papers <input type="checkbox"/> Drawings: <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Petition Routing Slip (PTO/SB66) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Applicant Initiated Interview Request Form <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request of Refund	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Post Card Receipt <input type="checkbox"/> Additional Enclosure(s) (please identify below) <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. <u>09-0447</u> (IBM Corporation). A duplicate copy of this sheet is enclosed.		
<input checked="" type="checkbox"/> I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. <u>09-0447</u> (IBM Corporation). A duplicate copy of this sheet is enclosed.		

CALCULATION OF FEE

				Small Entity		Large Entity	
	Claims After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	Rate	Add'l Fee
Total	Minus		0	x \$9=	0	x \$18=	
Indep	Minus		0	x \$44=	0	x \$88=	
First Presentation of Multiple Dep. Claim				+ \$150=		+ \$300=	
				total add'l fee \$ 0		total add'l fee \$ 0	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name	FRANK C. NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201		
Signature		Date	November 16, 2004
CERTIFICATE OF FACSIMILE			
I hereby certify that this correspondence is being transmitted by facsimile to (703) 746-7238 to the United States Patent and Trademark Office on this date			November 16, 2004
Signature		Date	November 16, 2004
FRANK C. NICHOLAS (33,983)			

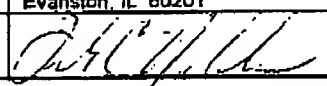
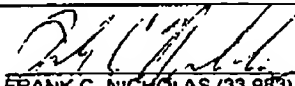
PTOL-021 (12-07) approved by me through 10/20/00 On 02/01/03 Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE
Under the Paper Reduction Act of 1996, no fee is charged for this document unless it contains a drawing or a drawing of a drawing.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Attorney Docket No	AUS920010128US1 (9000/21)
	Application Number	09/848,167
	Filing Date	MAY 3, 2001
	First Named Inventor	GARY D. ANDERSON
	Group Art Unit	2114
	Examiner	CHU, GABRIEL L.

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Response to Office Action Dated September 1, 2004 <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Status Letter <input type="checkbox"/> One-Month Petition for Extension of Time Request (dup) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Supplemental Information Disclosure Statement, PTO-1449, art <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Assignment Papers <input type="checkbox"/> Drawings <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Applicant Initiated Interview Request Form <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request of Refund	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Post Card Receipt <input type="checkbox"/> Additional Enclosure(s) (please identify below) <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 09-0447 (IBM Corporation). A duplicate copy of this sheet is enclosed.		
<input checked="" type="checkbox"/> I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 09-0447 (IBM Corporation). A duplicate copy of this sheet is enclosed.		

CALCULATION OF FEE

				Small Entity		or		Large Entity	
	Claims After Amendment		Highest No Previously Paid For	Present Extra	Rate	Add'l Fee		Rate	Add'l Fee
Total		Minus		0	x \$9=	0		x \$18=	
Indep		Minus		0	x \$44=	0		x \$88=	
First Presentation of Multiple Dep. Claim					+ \$150=	—		+ \$300=	
					total add'l fee			total add'l fee	
					\$ 0			\$ 0	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name	FRANK C. NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1603 Omington Avenue, Suite 2000 Evanston, IL 60201		
Signature		Date	November 16, 2004
CERTIFICATE OF FACSIMILE			
I hereby certify that this correspondence is being transmitted by facsimile to (703) 746-7238 to the United States Patent and Trademark Office on this date.			November 16, 2004
Signature		Date	November 16, 2004
FRANK C. NICHOLAS (33,983)			

RECEIVED
CENTRAL FAX CENTER

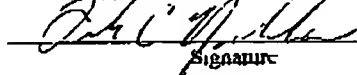
NOV 16 2004

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being transmitted
via facsimile to (703) 746-7238 to the United States
Patent and Trademark Office on: November 16, 2004
(Date of Transmission)

FRANK C. NICHOLAS (33,983)

Name of applicant, assignee or registered representative


SignatureNovember 16, 2004

Date of Signature

PATENT
Case No. AUS920010128US1
(9000/21)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

GARY D. ANDERSON, ET AL.

Serial No.: 09/848,167

Filed: MAY 3, 2001

Title: CONDITIONAL HARDWARE
SCAN DUMP DATA CAPTURE

Examiner: CHU, GABRIEL L.

Group Art Unit: 2114

RESPONSE TO OFFICE ACTION DATED SEPTEMBER 1, 2004

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a response to an Office Action dated September 1, 2004.